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**SKAGIT COUNTY SUPERIOR COURT
STATE OF WASHINGTON**

STATE OF WASHINGTON,
Plaintiff,

vs.

PETER TA,
Defendant.

NO: 13-1-00139-9

INFORMATION

TO: PETER TA

AKA: UNK

DOB: AUGUST 1, 1982

LKA: 9171 FERNDAL ROAD, RICHMOND, BC V6Y 0A5

PHY: ASIAN/PACIFIC ISLANDER/MALE/HT:507/160 LBS/BRN EYES/BLK HAIR

ID#: SID#:WA27037486; DOL#:BC 7402873; DOC#:UNK

AGENCY: SCID #13-TF005

By this Information, the Skagit County Prosecuting Attorney accuses you of the crime(s) of:

COUNT I

Possession With Intent to Manufacture or Deliver a Controlled Substance – Cocaine – With School Zone Enhancement RCW 69.50.401(1) and (2)(a) and RCW 69.50.435 - Class B Felony

On or about February 5, 2013, in the County of Skagit, State of Washington, the above-named Defendant did knowingly and unlawfully possess, with intent to manufacture or deliver a controlled substance, to-wit: Cocaine; contrary to Revised Code of Washington 69.50.401(1) and 69.50.401(2)(a); And Furthermore, the commission of said crime took place (1) in a school; and/or (2) on a school bus; and/or (3) within one thousand feet of a school bus route stop designated by the school district; and/or (4) within one thousand feet of the perimeter of the school grounds; and/or (5) in a public park; and/or (6) in a public housing project designated by a local governing authority as a drug-free zone; and/or (7) on a public transit vehicle; and/or (8) in a public transit stop shelter; and/or (9) at a civic center designated as a drug-free zone by the local governing authority; and/or (10) within one thousand feet of the perimeter of a facility designated under RCW 69.50.435(a)(9) if the local governing authority specifically designates the one thousand foot perimeter; contrary to Revised Code of Washington 69.50.435.

INFORMATION
(Revised 10/2012 by ddm)

SKAGIT COUNTY PROSECUTING ATTORNEY
605 S. 3RD ST. - COURTHOUSE ANNEX
MOUNT VERNON, WASHINGTON 98273
PH: (360) 336-7460

Adult Penalty (Minimum Penalty-If the Defendant has been convicted under RCW 69.50.401 or RCW 69.50.410 and it is determined that the conduct occurred in violation of RCW 69.50.435, an additional 24 months imprisonment shall be added to the presumptive sentence range pursuant to RCW 9.94A.310(6) and/or 9.94A.510(6).)

Adult Penalty: (Maximum Penalty-Ten (10) years imprisonment and/or a fine of not less than \$3,000 nor more than \$25,000.00; or if the crime involves two (2) or more kilograms of the drug, Ten (10) years imprisonment and/or a fine of not less than \$1,000 nor more than \$100,000 for the first two (2) kilograms and not more than \$50.00 for each gram in excess of two (2) kilograms pursuant to RCW 69.50.401(2)(a) and RCW 69.50.430(1), plus restitution and assessments.)

(If the Defendant has previously been convicted under Chapter 69.50 RCW or any statute of the United States or any other state relating to narcotic drugs, marijuana, depressant, stimulant, or hallucinogenic drugs, the maximum punishment shall be twenty (20) years imprisonment and/or a fine of not less than \$2,000 nor more than \$50,000.00; or if the crime involves two (2) or more kilograms of the drug, twenty (20) years imprisonment and/or a fine of not less than \$2,000 nor more than \$200,000 for the first two (2) kilograms and not more than \$100.00 for each gram in excess of two (2) kilograms pursuant to RCW 69.50.401(2)(a), 69.50.408 and 69.50.430(2), plus restitution and assessments.)

(Maximum Penalty-If the Defendant has been convicted under RCW 69.50.401 or RCW 69.50.410 and it is determined that the conduct occurred in violation of RCW 69.50.435, the penalty shall be punishable by a fine of up to twice the fine otherwise authorized by Chapter 69.50 RCW but not including twice the fine authorized by RCW 69.50.406, or by imprisonment of up to twice the imprisonment otherwise authorized by Chapter 69.50 RCW (20 years), but not including twice the imprisonment authorized by RCW 69.50.406, or by both such fine and imprisonment pursuant to RCW 69.50.435)

COUNT II

Conspiracy to Deliver a Controlled Substance - Cocaine - RCW 69.50.407 and RCW 69.50.401 (1) and (2)(a) - Class B Felony

On or about and between January 1, 2013 and February 5, 2013, in the County of Skagit, State of Washington, the above-named Defendant did knowingly and unlawfully conspire with at least one person other than the intended recipient to deliver a controlled substance, to-wit: Cocaine, and anyone of the conspirators did take a substantial step in pursuance of such agreement; contrary to Revised Code of Washington RCW 69.50.407 and RCW 69.50.401 (1) and (2)(a).

Adult Penalty: (Maximum Penalty - Ten (10) years imprisonment and/or a fine of not less than \$1,000 nor more than \$25,000.00; or if the crime involves two (2) or more kilograms of the drug, Ten (10) years imprisonment and/or a fine of not less than \$1,000 nor more than \$100,000 for the first two (2) kilograms and not more than \$50.00 for each gram in excess of two (2) kilograms pursuant to RCW 69.50.407, RCW 69.50.401(2)(a) and RCW 69.50.430(1), plus restitution and assessments.)

(If the Defendant has previously been convicted under Chapter 69.50 RCW or any statute of the United States or any other state relating to narcotic drugs, marijuana, depressant, stimulant, or hallucinogenic drugs, the maximum punishment shall be twenty (20) years imprisonment and/or a fine of not less than \$2,000 nor more than \$50,000.00; or if the crime involves two (2) or more kilograms of the drug, twenty (20) years imprisonment and/or a fine of not less than \$2,000 nor more than \$200,000 for the first two (2) kilograms and not more than \$100.00 for each gram in excess of two (2) kilograms pursuant to RCW 69.50.407, RCW 69.50.401(2)(a), 69.50.408 and 69.50.430(2), plus restitution and assessments.)

COUNT III

Maintaining a Vehicle for Drug Trafficking - RCW 69.50.402(1)(f) - Class C Felony

On or about February 5, 2013, in the County of Skagit, State of Washington, the above-named Defendant did keep or maintain any store, ship, warehouse, dwelling, building, vehicle, boat, aircraft or other structure or place knowing that such structure or place is resorted to by

persons using controlled substances in violation of Chapter 69.50 RCW for the purpose of using these substances and/or knowing that such place is used for keeping or selling controlled substances in violation of Chapter 69.50 RCW; contrary to Revised Code of Washington 69.50.402(1)(f).

Adult Maximum Penalty - Two (2) years imprisonment and/or a fine of not less than \$1,000 nor more than \$2,000.00 pursuant to RCW 69.50.402(2) and RCW 69.50.430(1), plus restitution and assessments.)


(If the defendant has previously been convicted under Chapter 69.50 RCW or any statute of the United States or any other state relating to narcotic drugs, marijuana, depressant, stimulant, or hallucinogenic drugs, the maximum punishment shall be four (4) years imprisonment and/or a fine of not less than \$4,000 pursuant to RCW 69.50.402(2), RCW 69.50.408, and RCW 69.50.430(2), plus restitution and assessments.)

NOTICE OF INTENT TO SEEK EXCEPTIONAL SENTENCE:

STATE IS HEREBY PROVIDING NOTICE THAT IT WILL SEEK TO PURSUE AN EXCEPTIONAL SENTENCE RELATING TO DRUG TRAFFICKING ACTIVITY UNDER RCW 9.94A.535(3)(e): THE CURRENT OFFENSE WAS A MAJOR VIOLATION OF THE UNIFORM CONTROLLED SUBSTANCE ACT, CHAPTER 69.50 RCW (VUCSA), RELATED TO TRAFFICKING IN CONTROLLED SUBSTANCES.

SKAGIT COUNTY PROSECUTING ATTORNEY

DATED: February 8, 2013

By: 
TRISHA D. JOHNSON, WSBA#24437
SENIOR DEPUTY PROSECUTING ATTORNEY